

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-THIRD LEGISLATURE

TWENTY-THIRD LEGISLATIVE DAY
TUESDAY, FEBRUARY 2, 2016

Senate Chamber

President Pro Tempore Hill called the Senate to order at 11:15 a.m.

Roll call showed all members present except Senators McKenzie and Siddoway, absent and formally excused by the Chair.

Prayer was offered by Father John Worster.

The Pledge of Allegiance was led by Liberty Stokes, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 1, 2016, was read and approved as corrected.

LODGE, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifth Order of Business.

Petitions, Resolutions, and Memorials

SCR 135

BY RESOURCES AND ENVIRONMENT COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE SUPPORTING THE SETTLEMENT AGREEMENT ENTERED INTO ON JUNE 30, 2015, BETWEEN PARTICIPATING MEMBERS OF THE SURFACE WATER COALITION AND PARTICIPATING MEMBERS OF THE IDAHO GROUND WATER APPROPRIATORS, INC. TO RESOLVE LITIGATION, AVOID CURTAILMENT, MAINTAIN SUSTAINABLE GROUND AND SURFACE WATER SUPPLIES ON THE ESPA AND MINIMIZE HARM TO IDAHO'S ECONOMY, SUPPORTING STATE MANAGEMENT TO ENSURE ESPA WATER SUPPLY ISSUES ARE TIMELY ADDRESSED, AND SUPPORTING THE GOAL OF STABILIZING AND REVERSING THE TREND OF DECLINING ESPA WATER LEVELS IN THE EASTERN SNAKE PLAIN AQUIFER.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Eastern Snake Plain Aquifer (ESPA) supplies ground water to approximately one million irrigated

acres and to numerous cities, businesses, dairies, factories and homes; and

WHEREAS, the ESPA is hydraulically connected to the Snake River and discharges to the Snake River via tributary springs, which supply surface water for multiple beneficial uses, including aquaculture, hydropower, and the irrigation of approximately one million acres; and

WHEREAS, since 1952 the total volume of water stored in the ESPA has decreased due to increasing direct diversions of ground water, increasingly efficient surface water irrigation practices, and other factors; and

WHEREAS, discharge from the ESPA to the Snake River is the most significant contribution of water to the Snake River between Milner Dam and the Murphy Gage; and

WHEREAS, Policy 4A of the 2012 Idaho State Water Plan requires that the Murphy minimum stream flow water right be administered in priority; and

WHEREAS, the declines in ESPA storage content have decreased surface water supplies available for irrigation, aquaculture, municipal, industrial and other uses on land overlying the Eastern Snake Plain, resulting in multiple water delivery calls, protracted litigation, and curtailment notices issued by the Idaho Department of Water Resources; and

WHEREAS, current ESPA water levels and total storage content, after more than six decades of decline, are inadequate to provide a reasonably safe supply of water for sustainable surface and ground water irrigation, hydropower, aquaculture, municipal and industrial uses, the curtailment of which would cause severe economic harm to the State of Idaho; and

WHEREAS, if the Thousand Springs discharges continue to decline, junior water rights will be required to curtail to sustain the Murphy minimum stream flow; and

WHEREAS, on June 30, 2015, a historic settlement agreement was entered into between the following surface water right holders: A & B Irrigation District, American Falls Reservoir District #2, Burley Irrigation District, Milner Irrigation District, Minidoka Irrigation District, North Side Canal Company and Twin Falls Canal Company, collectively known as the Surface Water Coalition (SWC); and the following ground water right holders: Aberdeen American Falls Ground Water District, Bingham Ground Water District, Bonneville-Jefferson Ground Water District, Carey Valley Ground Water District, Jefferson-Clark Ground Water District, Madison Ground Water District, Magic Valley Ground Water District, Fremont-Madison Irrigation District, Anheuser-Busch, United Water, Glanbia Foods, City of Blackfoot, City of American Falls, City of Jerome, City of Rupert, City of Heyburn, City of Paul, City of Chubbuck and City of Hazelton, collectively known as the Idaho Ground Water Appropriators, Inc. (IGWA); for the purpose of resolving pending water delivery calls and to provide for ongoing management of the ESPA; and

WHEREAS, the IGWA-SWC settlement agreement seeks to stabilize and ultimately reverse the trend of declining ESPA water levels in the ESPA; and

WHEREAS, the participating ground water users committed to reduce ground water diversions from the ESPA necessary to meet the ground water level goal and benchmarks identified in the settlement agreement; and

WHEREAS, implementation of the settlement agreement is expected to lead to a sustainable water supply and minimize harm to Idaho's economy arising from water supply shortages.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-third Idaho Legislature, the Senate and the House of Representatives concurring therein, that the State of Idaho supports the settlement agreement entered into on June 30, 2015, between participating members of the

Surface Water Coalition and participating members of the Idaho Ground Water Appropriators, Inc. to resolve litigation, avoid curtailment, maintain sustainable ground and surface water supplies on the ESPA and minimize harm to Idaho's economy, and further supports state management to ensure ESPA water supply issues are timely addressed.

BE IT FURTHER RESOLVED that the State of Idaho supports the goal of stabilizing and reversing the trend of declining ESPA water levels in the Eastern Snake Plain Aquifer.

SCR 136

BY RESOURCES AND ENVIRONMENT COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE RECOGNIZING THE NEED FOR MANAGED RECHARGE OF THE EASTERN SNAKE PLAIN AQUIFER, AND RESOLVING THAT THE STATE OF IDAHO ESTABLISH A MANAGED RECHARGE GOAL OF 250,000 ACRE-FEET ON AN AVERAGE ANNUAL BASIS ACROSS THE ESPA, DEVELOP THE CAPACITY TO ACHIEVE 250,000 ACRE-FEET OF AVERAGE ANNUAL MANAGED RECHARGE ON OR BEFORE DECEMBER 31, 2024, AND INCREASE THE 100,000 ACRE-FEET AVERAGE ANNUAL ESPA CAMP PHASE I TARGET FOR STATE FUNDED MANAGED RECHARGE TO 250,000 ACRE-FEET OF AVERAGE ANNUAL RECHARGE ACROSS THE ESPA.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, Policy 11 of the 2012 Idaho State Water Plan provides that "aquifer recharge should be promoted and encouraged, consistent with state law"; and

WHEREAS, the Eastern Snake Plain Aquifer (ESPA) supplies ground water to nearly one million irrigated acres and to numerous cities, businesses, dairies, factories and homes; and

WHEREAS, the ESPA is hydraulically connected to the Snake River and discharges to the Snake River via tributary springs, which supply surface water for multiple beneficial uses, including aquaculture, hydropower, and the irrigation of nearly one million acres; and

WHEREAS, since 1952 the total volume of water stored in the ESPA has decreased by an average of 216,000 acre-feet annually due to increasing diversions of ground water, increasingly efficient surface water irrigation practices, and other factors; and

WHEREAS, as a result of declines to ESPA water levels and total storage content, there is currently an insufficient water supply for some water users leading to water delivery calls, protracted litigation, and curtailment notices issued by the Idaho Department of Water Resources; and

WHEREAS, sustaining the spring flows in the Thousand Spring reach of the Snake River is essential to maintaining the Murphy minimum stream flows; and

WHEREAS, failure to maintain the Murphy minimum stream flows will require curtailment of water rights junior to October 25, 1984; and

WHEREAS, current ESPA water levels and total storage content are inadequate to provide a reasonably safe supply of water for sustainable surface and ground water irrigation, aquaculture, hydropower, municipal and industrial uses, the curtailment of which would cause severe economic harm to the State of Idaho; and

WHEREAS, Policy 4D of the 2012 Idaho State Water Plan provides that "[t]he Eastern Snake Plain Aquifer and the Snake River below Milner Dam should be conjunctively managed to

provide a sustainable water supply for all existing and future beneficial uses within and downstream of the ESPA"; and

WHEREAS, Policy 4E provides that "[d]evelopment of new ... aquifer storage is in the public interest"; and

WHEREAS, a 2009 Eastern Snake Plain Aquifer Comprehensive Aquifer Management Plan ("ESPA CAMP") goal is to "[s]ustain the economic viability and social and environmental health of the Eastern Snake Plain by adaptively managing a balance between water use and supplies"; and

WHEREAS, the ESPA CAMP established a long-term goal of 600,000 acre-feet average annual change to the ESPA aquifer budget by 2030; and

WHEREAS, the ESPA CAMP established a long-term hydrologic target for managed aquifer recharge of 150,000 to 250,000 acre-feet on an average annual basis; and

WHEREAS, Phase I of the ESPA CAMP established a 100,000 acre-feet average annual managed hydrologic target; and

WHEREAS, a 2009 Memorandum of Agreement between the Idaho Water Resource Board and Idaho Power Company provides that "[i]f the Board proposes to increase the 100,000 acre-feet average annual ESPA CAMP Phase I target for managed aquifer recharge by more than 75,000 acre-feet prior to January 1, 2019, the Board must obtain legislative approval for such increase"; and

WHEREAS, stabilizing and enhancing the ESPA water level is in the public interest because it will lead to a sustainable water supply for consumptive and nonconsumptive uses and minimize harm to Idaho's economy arising from water supply shortages; and

WHEREAS, the state funding of the implementation of 250,000 acre-feet average annual managed recharge is consistent with the 2012 Idaho State Water Plan and the ESPA CAMP, and will help to alleviate the current water supply conflicts and ESPA sustainability issues.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-third Idaho Legislature, the Senate and the House of Representatives concurring therein, that the State of Idaho recognizes the need for managed recharge of the Eastern Snake Plain Aquifer and resolves that the State of Idaho establish a managed recharge goal of 250,000 acre-feet on an average annual basis across the ESPA.

BE IT FURTHER RESOLVED that the state develop the capacity to achieve 250,000 acre-feet of average annual managed recharge on or before December 31, 2024.

BE IT FURTHER RESOLVED that the State of Idaho increase the 100,000 acre-feet average annual ESPA CAMP Phase I target for state funded managed recharge to 250,000 acre-feet of average annual recharge across the ESPA.

SCR 137

BY RESOURCES AND ENVIRONMENT COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REQUESTING THAT THE IDAHO WATER RESOURCE BOARD ADDRESS STATEWIDE AQUIFER STABILIZATION AND SUSTAINABILITY PROJECTS INCLUDING MANAGED RECHARGE, CONDUCT AQUIFER RECHARGE STUDIES AND DEVELOP A GROUND WATER MODEL, WITH ALL NECESSARY MEASUREMENT NETWORKS, FOR THE TREASURE VALLEY AQUIFER, PARTNER IN STUDIES WITH LOCAL ENTITIES TO FIND ALTERNATE WATER SUPPLIES FOR MOUNTAIN HOME, PARTICIPATE IN DISCUSSIONS WITH THE SURFACE WATER USERS, THE GROUND WATER USERS, AND OTHER PARTIES IN THE BIG AND LITTLE WOOD RIVER

BASINS AND ATTEMPT TO FIND RESOLUTION TO THE WATER DELIVERY CALLS, PARTNER IN STUDIES WITH LOCAL ENTITIES TO FIND ALTERNATE WATER SUPPLIES FOR THE PALOUSE BASIN, UNDERTAKE STUDIES OF THE DEEP REGIONAL AQUIFER IN THE LEWISTON AREA IN ORDER TO DEFINE ITS GEOGRAPHIC EXTENT AND SUSTAINABLE YIELD AND EVALUATE OTHER AQUIFERS ACROSS THE STATE AND TAKE MANAGEMENT ACTIONS AS NECESSARY.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, Policy 11 of the 2012 Idaho State Water Plan provides that "aquifer recharge should be promoted and encouraged, consistent with state law"; and

WHEREAS, ground water supplies across Idaho have been declining; and

WHEREAS, in select areas of the Treasure Valley, aquifer water levels are declining; and

WHEREAS, various studies predict significant population increases in the Treasure Valley over the next 50 years, placing additional demand on the aquifer; and

WHEREAS, the Mountain Home Aquifer is currently being over-drafted by approximately 30,000 acre-feet per year. While the Idaho Water Resource Board has acquired surface water rights and is cooperating with Mountain Home Air Force Base to supply alternative surface water to the base, additional aquifer management projects must be constructed and implemented to restore aquifer equilibrium; and

WHEREAS, conjunctive water administration delivery calls have been filed in the Big and Little Wood River Basins alleging that senior, surface water irrigation water rights have been injured by upstream junior-priority ground water pumping resulting from water supply issues; and

WHEREAS, the deep aquifer in the Palouse Basin, which supplies water to the City of Moscow and the University of Idaho in addition to communities in Washington, has been declining for many decades despite conservation measures implemented by the Palouse Basin communities; and

WHEREAS, the Department of Water Resources recently created the Lewiston Plateau Ground Water Management Area (GWMA) in response to declining water levels in the shallow perched aquifers of the area. While the management plan for the GWMA requires that most future development in the GWMA must divert water from the deep regional aquifer, the geographic extent and sustainable yield of the deep aquifer is unknown and the studies and models necessary to accurately characterize the aquifer do not exist; and

WHEREAS, ground water declines are also occurring in the Big Lost, Raft River, Malad and other aquifers across the state; and

WHEREAS, ground water levels and aquifer storage in some aquifers are inadequate to sustain a supply of water for surface and ground water irrigation, hydropower, municipal, industrial uses, and other uses, the curtailment of which would cause severe economic harm to the State of Idaho; and

WHEREAS, stabilizing and enhancing aquifer water levels is in the public interest and will sustain the water supply for consumptive and nonconsumptive uses and minimize harm to Idaho's economy arising from water supply shortages.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-third Idaho Legislature, the Senate and the House of Representatives concurring therein, that the Legislature requests that the Idaho Water Resource Board address statewide aquifer stabilization and sustainability projects including managed recharge.

BE IT FURTHER RESOLVED that the Idaho Water Resource Board conduct aquifer recharge studies and develop a ground water model, with all necessary measurement networks, for the Treasure Valley Aquifer.

BE IT FURTHER RESOLVED that the Idaho Water Resource Board partner in studies with local entities to find alternate water supplies for Mountain Home.

BE IT FURTHER RESOLVED that the Idaho Water Resource Board participate in discussions with the surface water users, the ground water users, and other parties in the Big and Little Wood River Basins and attempt to find resolution to the water delivery calls.

BE IT FURTHER RESOLVED that the Idaho Water Resource Board partner in studies with local entities to find alternate water supplies for the Palouse Basin.

BE IT FURTHER RESOLVED that the Idaho Water Resource Board undertake studies of the deep regional aquifer in the Lewiston area in order to define its geographic extent and sustainable yield.

BE IT FURTHER RESOLVED that the Idaho Water Resource Board evaluate other aquifers across the state and take management actions as necessary.

[SCR 135](#), [SCR 136](#), and [SCR 137](#) were introduced, read at length, and referred to the Judiciary and Rules Committee for printing.

The Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

February 2, 2016

The JUDICIARY AND RULES Committee reports that [SJR 101](#), [S 1233](#), and [S 1234](#) have been correctly printed.

LODGE, Chairman

[SJR 101](#) was referred to the State Affairs Committee.

[S 1233](#) was referred to the Finance Committee.

[S 1234](#) was referred to the State Affairs Committee.

February 1, 2016

The RESOURCES AND ENVIRONMENT Committee reports out [S 1213](#) with the recommendation that it do pass.

BAIR, Chairman

[S 1213](#) was filed for second reading.

February 1, 2016

The RESOURCES AND ENVIRONMENT Committee reports it has had under consideration the Gubernatorial appointments listed below and the Committee recommends that said appointments be confirmed by the Senate:

Daniel A. Blanco to the Idaho Fish and Game Commission, term to expire June 30, 2019.

Derick Eldon Attebury to the Idaho Fish and Game Commission, term to expire June 30, 2019.

Louise D. Stark to the Idaho Outfitters and Guides Licensing Board, term to expire April 20, 2018.

BAIR, Chairman

The Gubernatorial appointments were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 1, 2016

The EDUCATION Committee reports out [SCR 134](#) with the recommendation that it do pass.

MORTIMER, Chairman

[SCR 134](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 2, 2016

The AGRICULTURAL AFFAIRS Committee reports out [S 1215](#) with the recommendation that it do pass.

RICE, Chairman

[S 1215](#) was filed for second reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

Messages from the House

February 1, 2016

Dear Mr. President:

I transmit herewith [H 345](#), [H 350](#), [H 351](#), [H 347](#), [H 352](#), [H 353](#), [H 358](#), [H 332](#), [H 333](#), [H 334](#), [H 341](#), [H 366](#), [H 348](#), and [H 361](#), which have passed the House.

ALEXANDER, Chief Clerk

[H 345](#), [H 350](#), [H 351](#), [H 347](#), [H 352](#), [H 353](#), [H 358](#), [H 332](#), [H 333](#), [H 334](#), [H 341](#), [H 366](#), [H 348](#), and [H 361](#) were filed for first reading.

February 1, 2016

Dear Mr. President:

I return herewith [S 1199](#) and [S 1200](#), which have passed the House.

ALEXANDER, Chief Clerk

[S 1199](#) and [S 1200](#) were referred to the Judiciary and Rules Committee for enrolling.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

On request by Senator Davis, granted by unanimous consent, the committee report of the Gubernatorial appointment confirmation of Bob Geddes retained its place on the calendar for one legislative day.

On request by Senator Davis, granted by unanimous consent, the committee report of the Gubernatorial appointment confirmation of Eric R. Anderson retained its place on the calendar for one legislative day.

The President Pro Tempore announced that [SCR 133](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Buckner-Webb, seconded by Senator Lodge, [SCR 133](#) was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

The Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

S 1235

BY JUDICIARY AND RULES COMMITTEE

AN ACT

RELATING TO JUVENILE CORRECTIONS; AMENDING SECTION 20-511, IDAHO CODE, TO REMOVE REFERENCE TO AN ADMISSION OR DENIAL HEARING, TO REMOVE REFERENCE TO AN APPLICATION BY A JUVENILE OFFENDER AND TO REVISE TERMINOLOGY.

S 1236

BY RESOURCES AND ENVIRONMENT COMMITTEE

AN ACT

RELATING TO FISH AND GAME; AMENDING SECTION 36-408, IDAHO CODE, TO REQUIRE THE ANNUAL ISSUANCE OF CERTAIN GOVERNOR'S WILDLIFE PARTNERSHIP TAGS.

S 1237

BY RESOURCES AND ENVIRONMENT COMMITTEE

AN ACT

RELATING TO ENVIRONMENTAL QUALITY; AMENDING SECTION 39-3609, IDAHO CODE, TO REVISE PRIORITY CLASSIFICATIONS FOR CERTAIN WATER BODIES IN REGARD TO THE DEVELOPMENT OF TOTAL MAXIMUM DAILY LOAD OR EQUIVALENT PROCESSES.

S 1238

BY RESOURCES AND ENVIRONMENT COMMITTEE

AN ACT

RELATING TO PUBLIC RECORDS; AMENDING SECTION 74-114, IDAHO CODE, TO AUTHORIZE INSPECTION AND COPYING OF CERTAIN RECORDS RELATING TO WATER QUALITY AND TO MAKE TECHNICAL CORRECTIONS.

S 1239

BY RESOURCES AND ENVIRONMENT COMMITTEE

AN ACT

RELATING TO ENVIRONMENTAL QUALITY; AMENDING CHAPTER 1, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-175D, IDAHO CODE, TO REQUIRE PUBLIC NOTICE AND OPPORTUNITY TO COMMENT ON TENTATIVE DECISIONS BY THE DEPARTMENT OF ENVIRONMENTAL QUALITY REGARDING IDAHO POLLUTANT DISCHARGE ELIMINATION SYSTEM (IPDES) PERMITS, TO PROVIDE FOR AN ADMINISTRATIVE RECORD, TO PROVIDE THAT CERTAIN PROVISIONS OF LAW SHALL NOT APPLY TO FINAL DECISIONS, TO PROVIDE FOR APPEALS OF CERTAIN FINAL DECISIONS, TO PROHIBIT CERTAIN CONFLICTS OF INTEREST, TO PROVIDE FOR JUDICIAL REVIEW AND TO PROVIDE FOR THE ADOPTION OF RULES; AND AMENDING CHAPTER 1, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-175E, IDAHO CODE, TO PROVIDE THAT SPECIFIED PROVISIONS OF LAW SHALL APPLY TO THE IPDES PROGRAM AND TO PROVIDE FOR THE ENFORCEMENT OF PRETREATMENT STANDARDS.

S 1240

BY RESOURCES AND ENVIRONMENT COMMITTEE

AN ACT

RELATING TO IRRIGATION; AMENDING SECTION 42-2201, IDAHO CODE, TO INCREASE THE MAXIMUM

AMOUNT OF CERTAIN ADMINISTRATIVE CHARGES THAT MAY BE LEVIED.

S 1241

**BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT**

RELATING TO IRRIGATION; AMENDING SECTION 43-707, IDAHO CODE, TO REVISE PROVISIONS REGARDING DELINQUENCY OF ASSESSMENTS.

S 1242

**BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT**

RELATING TO IRRIGATION; AMENDING SECTION 43-715, IDAHO CODE, TO CLARIFY WHEN PERSONS SHALL BE ENTITLED TO BECOME PURCHASERS OF THE RIGHTS OF THE DISTRICT IN UNREDEEMED DELINQUENCY ENTRIES AND TO MAKE TECHNICAL CORRECTIONS.

S 1243

**BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT**

RELATING TO IRRIGATION DISTRICTS; AMENDING CHAPTER 3, TITLE 43, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 43-344, IDAHO CODE, TO PROVIDE THAT CERTAIN IRRIGATION DISTRICTS SHALL HAVE THE POWER TO ENTER INTO CONTRACTS TO CONSTRUCT OR DEEPEN WELLS, TO PROVIDE CONDITIONS AND TO PROVIDE FOR THE APPLICABILITY OF SPECIFIED LAW.

S 1244

**BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT**

RELATING TO UNDERGROUND STORAGE TANKS; AMENDING SECTION 39-8802, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE FUNDING OF THE STATE UNDERGROUND STORAGE TANK PROGRAM AND TO PROVIDE FOR REPORTING; AMENDING SECTION 39-8807, IDAHO CODE, TO REMOVE A PROVISION THAT CERTAIN TRAINING BY THE DEPARTMENT SHALL BE OFFERED AT NO COST; AND AMENDING SECTION 39-8808, IDAHO CODE, TO REVISE A PROVISION REGARDING FEES FOR DEPARTMENT INSPECTIONS.

[S 1235](#), [S 1236](#), [S 1237](#), [S 1238](#), [S 1239](#), [S 1240](#), [S 1241](#), [S 1242](#), [S 1243](#), and [S 1244](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 345](#), by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

[H 350](#) and [H 351](#), by Resources and Conservation Committee, were introduced, read the first time at length, and referred to the Resources and Environment Committee.

[H 347](#), [H 352](#), [H 353](#), and [H 358](#), by Revenue and Taxation Committee, were introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

[H 332](#), [H 333](#), [H 334](#), and [H 341](#), by Health and Welfare Committee, were introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 366](#), by Business Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 348](#) and [H 361](#), by Revenue and Taxation Committee, were introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Souza, granted by unanimous consent, [S 1209](#) was recommitted back to the Education Committee.

[H 363](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Brackett arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 33.

NAYS—None.

Absent and excused—McKenzie, Siddoway. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared [H 363](#) passed, title was approved, and the bill ordered returned to the House.

[H 364](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Mortimer arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 33.

NAYS—None.

Absent and excused—McKenzie, Siddoway. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared [H 364](#) passed, title was approved, and the bill ordered returned to the House.

On motion by Senator Davis, seconded by Senator Stennett, by voice vote, the Senate adjourned at 12:05 p.m. until the hour of 11 a.m., Wednesday, February 3, 2016.

BRENT HILL, President Pro Tempore

Attest: JENNIFER NOVAK, Secretary